

REMARKS

Claims 31-37 remain pending in the present application. Claims 38-44 have been cancelled. Claim 31 has been amended. Basis for the amendments can be found throughout the specification, claims and drawings as originally filed.

REJECTION UNDER 35 U.S.C. § 103

Claims 31-37 are rejected under 35 U.S.C 103(a) as being unpatentable over Kujirai et al. (5,715,705) in view of Todd (3,008,694) and JP 3-273923 or JP 5-58143 or JP 8-156570. Claim 31 has been amended to better define the subject matter of the invention as discussed with the Examiner on April 10, 2003. Specifically, Claim 31 has been amended to define the air that is introduced through said air inlet is directed to a position directly below the core portion and not to a position directly below the tank portion. The tank portion is defined as being located at the lower end of the cooling heat exchanger. As discussed with the Examiner, this configuration ensures that condensed water collected on the tank is not disturbed by the air being introduced through the air inlet.

Neither Kujirai et al., Todd, JP 3-273923, JP 5-58143 or JP 8-156570 taken alone or in any combination discloses an air inlet system which avoids the tank portion of the heat exchanger when the tank portion is located at the lower end of the heat exchanger to avoid disturbing condensed water.

Thus, applicant believes Claim 31, as amended, patentably distinguishes over the art of record. Likewise, Claims 32-37 which ultimately depend from Claim 31 are

also believed to patentably distinguish over the art of record. Reconsideration of the rejection is respectfully requested.

NON-ELECTED CLAIMS

Claims 38-44 have been cancelled.

CONCLUSION


It is believed that all of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicant therefore respectfully requests that the Examiner reconsider and withdraw all presently outstanding rejections. It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance. Thus, prompt and favorable consideration of this amendment is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

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